

Serial No.

OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office

Returned to applicant for correction.

Corrected application filed.

Map filed DEC 19 1989 under 53596

The applicant.

1002 N.E. Holladay Street

Oregon 97232-4181

of water heretofore appropriated under.

identify right in Decree.)

1. The source of water is.....Fairbanks Springs.....
Name of stream, lake, underground spring or other source.

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.33 c.f.s. or 140 acre-feet per annum

Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for wildlife purposes.

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and domestic.....

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point.....SE¼ NE¼ Section 9, T. 17 S., R. 50 E.,
Describe as being within a 40-acre subdivision of public survey and by course and

Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B.&M. The $\frac{1}{4}$ corner between Section 9 and 10, same Township and Range,
distance to a section corner. If on unsurveyed land, it should be stated.

bears S. 42° 48' 07" E. at a distance of 746 feet.

6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, T.17S., R.50E., MDB&M. or at a point which bears N. 63° 23'W., 628 If point of diversion is not changed, do not answer feet distance from E $\frac{1}{4}$ Cor. Section 9, same Township and Range, situated in Nye County, State of Nevada.

6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, T.17S., R.50E., S.1E. or at a point which bears N. 63° 23'W., 628 feet from the SE corner of the NE $\frac{1}{4}$ Section 9, T.17S., R.50E., S.1E. If point of diversion is not changed, do not answer

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7. Proposed place of use. Ash Meadows National Wildlife Refuge (See Attachment A for
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
legal description).

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 33.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, T. 17 S., R. 50 E.,
 Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M. D. B. & M.
 manner of use of irrigation permit, describe acreage to be removed from irrigation.

8 Existing place of use 33.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, T. 17 S., R. 50 E.,

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

M.D.B.&M.

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.

9. Use will be from January 1 to December 31

Month and Day

Month and Day

10. Use was permitted from April 1 to October 31 of each year.

10. Use was permitted from April 1 to October 31

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) As much as practicable, re-establish
historical natural drainage patterns and wetlands.
 State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes, or drilled well, etc.

specifications of your diversion or storage works.) As much as practicable, re-establish

State manner in which water is to be diverted, i.e., diversion structure, ditches.

historical natural drainage patterns and wetlands.

pipes and flumes, or drilled well, etc.

12, Estimated cost of works.....\$70,000 for entire refuge system.

13. Estimated time required to construct works..... four years.

14. Estimated time required to complete the application of water to beneficial use..... five years.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used on Ash Meadows National Wildlife Refuge for wildlife purposes.

By s/Robert Oser
U.S. FISH AND WILDLIFE SERVICE
1002 N.E. HOLLADAY STREET
PORTLAND, OREGON 97232-4181
Compared bc/bp am/se
Protested

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:
This permit to change the point of diversion, manner and place of use of the waters of Fairbanks Spring as heretofore granted under Permit 6983, Certificate 1653 is issued subject to the terms and conditions imposed in said Permit 6983, Certificate 1653 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.
The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.33 cubic feet per second, but not to exceed 140 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 28, 1992
Proof of completion of work shall be filed before October 28, 1992
Application of water to beneficial use shall be made on or before September 28, 1995
Proof of the application of water to beneficial use shall be filed on or before October 28, 1995
Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUL 31 1992 IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
Proof of beneficial use filed OCT 16 1995 office, this 28th day of September
Cultural map filed
Certificate No. 14326 Issued JUN 18 1996 A.D. 19 90
R. Michael Turnipseed, P.E.
State Engineer

Attachment A

ASH MEADOWS NATIONAL WILDLIFE REFUGE
Nye County, Nevada
Mount Diablo Meridian
Lands within Approved Boundary

T. 17 S., R. 50 E.

Section 9 Lots 7 and 8, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$;
10 S $\frac{1}{4}$;
12 NE $\frac{1}{4}$ NE $\frac{1}{4}$;
15 All;
16 All;
17 E $\frac{1}{4}$ E $\frac{1}{4}$;
19 SE $\frac{1}{4}$ SE $\frac{1}{4}$;
20 E $\frac{1}{4}$, S $\frac{1}{4}$ SW $\frac{1}{4}$;
21 All;
22 All;
23 Lots 3 and 4, W $\frac{1}{4}$ NW $\frac{1}{4}$;
26 S $\frac{1}{4}$;
27 All;
28 All;
29 All;
30 E $\frac{1}{4}$ E $\frac{1}{4}$;
32 E $\frac{1}{4}$, E $\frac{1}{4}$ W $\frac{1}{4}$;
33 All;
34 All;
35 All;
36 W $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$;

T. 17 S., R. 51 E.

Section 31 Lot 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
32 S $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$;

T. 18 S., R. 50 E.

Section 1 All;
2 All;
3 All;
4 All;
9 E $\frac{1}{4}$, NW $\frac{1}{4}$;
10 All;
11 All;
12 All;
13 All;
14 All;
15 All;
16 E $\frac{1}{4}$ E $\frac{1}{4}$;
23 All;
24 All;
25 N $\frac{1}{4}$;
26 NE $\frac{1}{4}$;

T. 18 S., R. 51 E.

Section 5 All;
6 All;
7 All;
8 All;
17 W $\frac{1}{4}$ E $\frac{1}{4}$, W $\frac{1}{4}$;
18 All;
19 All;
20 W $\frac{1}{4}$ E $\frac{1}{4}$, W $\frac{1}{4}$;
29 W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$;
30 N $\frac{1}{4}$.